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54. (New) An isolated nucleic acid fragment comprising at least 15 consecutive nucleotide bases of BAC RP11-0702C13 of SEQ ID NO:1.

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55. (New) An isolated nucleic acid fragment comprising at least 40 consecutive nucleotide bases of BAC RP11-0702C13 of SEQ ID NO:1.

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**REMARKS**

In this Preliminary Amendment, claims 1-15, 20, 21 and 27 have been cancelled without prejudice and new claims 34-55 have been added. The new claims are supported by the disclosure of the application and the claims as originally filed. More specifically, correspondence of the new claims to the originally filed claims, and/or pertinent support in the disclosure, are as follows:

New Claim	Corresponding Original Claim	Support
34	1	original claim 1
35	2	original claim 2
36	3	original claim 3
37	4	original claim 4
38	5	original claim 5
39	6	original claim 6
40	7	original claim 7
41	8	original claim 8
42	9	original claim 9
43	10	original claim 10
44	new	p. 7, lines 30-31 of the disclosure
45	new	p. 7, line 31 to p. 8, lines 1-12 of the disclosure

46	11	original claim 11
47	11	original claim 11
48	12	original claim 12
49	12	original claim 12
50	13, 14, 15	original claims 13, 14, 15
51	13, 14, 15	original claims 13, 14, 15
52	20	original claim 20
53	21	original claim 21 and SEQ ID NO: 1
54	27	original claim 27
55	27	original claim 27 (Table 5 sequences)

No new matter has been introduced into the application by virtue of the newly added claims.

#### **AUTHORIZATION**

Should any additional fees be deemed to be properly assessable in this application for the timely consideration of this response, the Commissioner is hereby authorized to charge any such additional fee(s), or to credit any overpayment, to Deposit Account No. 13-4500, Order No. 2976-4037. **A duplicate copy of this sheet is attached.**

#### **CONCLUSION**

In the event that the Examiner is of the opinion that further discussion of the application would be helpful, the Examiner is hereby respectfully requested to telephone the applicants' undersigned representative at (212) 415-8751 and is assured

of full cooperation in an effort to advance the prosecution of the instant application and claims to allowance.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Date: April 2, 2002

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